

In the High Court of Uttaranchal, at Nainital

W.P. No. 2452 (M/S) of 2001

(Urgency Application No. 7482 of 2004)

Mohd. Saleem Saiffee Petitioner

VS

(1) State of Uttaranchal

(2) U.P. Sahhari Avas Sangh Ltd.

Lucknow

(3) Branch Manager, U.P. Sahkari

Avas Sangh Branch Office- Haldwani

(4) Secretary, Kashipur Sahkari Housing

Samiti, Udham Singh Nagar.

..... Respondents

Sh. K.N. Joshi, learned counsel for the Petitioner

Sh. A.K.Joshi, learned counsel for the respondent.

Dated: 23-12-2004

Coram: Hon'ble Irshad Hussain, J.

Hon'ble B.S. Verma, J.

P.C.:

Heard Sh. K.N. Joshi learned counsel for the petitioner and
Sh. A.K.Joshi learned counsel for the respondent.

By the consent of learned counsel for the parties facility of
installment to pay the dues of the loan is extended to the petitioner in
the following terms.

The petitioner shall pay the amount due under the loan
agreement in two installments after adjustment of the amount already
deposited and the first installment shall fall due payable on 31st
March 2005, and the second installment for payment of the
remaining amount due shall fall due on 30-06-2005.

In case the petitioner fails to pay the first installment by 31-3-
2005, the respondent shall recover the entire amount together with
incidental expenses in lump sum.

The amount of Rs. 35,000/- deposited is permitted to be
withdrawn by the respondent No. 4.

The writ petition is disposed of accordingly.

(B.S. Verma, J)

(I. Hussain,J)

M.K.